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FILED  
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District Court

SEP 12 2007

For The Northern Mariana Islands  
By \_\_\_\_\_  
(Deputy Clerk)

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Attorneys for Plaintiff  
U.S. EQUAL EMPLOYMENT  
OPPORTUNITY COMMISSION

UNITED STATES DISTRICT COURT  
DISTRICT OF THE NORTHERN MARIANA ISLANDS

U.S. EQUAL EMPLOYMENT  
OPPORTUNITY COMMISSION,

CASE NO.: CV 07 - 0029

COMPLAINT-  
CIVIL RIGHTS  
EMPLOYMENT  
DISCRIMINATION  
(42 U.S.C. §§ 2000e, *et seq.*)

JURY TRIAL DEMAND

L&T INTERNATIONAL  
CORPORATION; L&T GROUP  
OF COMPANIES, LTD.; TAN  
HOLDINGS CORPORATION;  
TAN HOLDINGS OVERSEAS  
INCORPORATED; CONCORDE  
GARMENT MANUFACTURING  
CORPORATION; and DOES 1-5,  
Inclusive,

Defendants.

NATURE OF THE ACTION

This is an action under Title VII of the Civil Rights Act of 1964, as  
amended, and Title I of the Civil Rights Act of 1991 to correct unlawful  
employment practices on the basis of national origin, and to provide appropriate

1 relief to Marlou Aranda and a class of 81 additional Charging Parties ("Charging  
2 Parties") and a class of similarly situated individuals who were adversely affected  
3 by such practices. The Equal Employment Opportunity Commission alleges that  
4 Defendants L&T International Corporation; L&T Group of Companies, Ltd.; Tan  
5 Holdings Corporation; Tan Holdings Overseas Incorporated; Concorde Garment  
6 Manufacturing Corporation; and DOES 1-5 (collectively "Defendants" or  
7 "Defendant Employers") unlawfully discriminated against them and terminated the  
8 employment of the Charging Parties because of their national origin, Filipino and  
9 Thai. Further, Defendants unlawfully discriminated against the Charging Parties  
10 by segregating them by their national origin and providing them with fewer  
11 overtime hours than Chinese employees.

#### JURISDICTION AND VENUE

13 1. Jurisdiction of this Court is invoked pursuant to 28 U.S.C. §§ 451,  
14 1331, 1337, 1343 and 1345.

15 2. This action is authorized and instituted pursuant to Section 706(f)(1)  
16 and (3) and 707 of Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C.  
17 § 2000e-5(f)(1) and (3) and -6 ("Title VII") and Section 102 of Title I of the Civil  
18 Rights Act of 1991, 42 U.S.C. § 1981a.

19 3. Some of the employment practices alleged to be unlawful were  
20 committed within the jurisdiction of the United States District Court for the  
21 District of Northern Mariana Islands.

#### PARTIES

23 4. Plaintiff, Equal Employment Opportunity Commission (the  
24 "Commission"), is the federal agency of the United State of America charged with  
25 the administration, interpretation and enforcement of Title VII, and is expressly  
26 authorized to bring this action by Section 706(f)(1) and (3) and 707 of Title VII,  
27 42 U.S.C. § 2000e-5(f)(1) and (3) and -6.

28 5. At all relevant times, Defendant Employer L&T International

1 Corporation has continuously been a Northern Mariana Islands corporation doing  
2 business in the Northern Mariana Islands and has continuously had at least fifteen  
3 (15) employees. At all relevant times, Defendant L&T International Corporation  
4 has continuously been an employer engaged in an industry affecting commerce  
5 within the meaning of Sections 701(b), (g) and (h) of Title VII, 42 U.S.C. §§  
6 2000e(b), (g) and (h).

7 6. At all relevant times, Defendant Employer L&T Group of Companies,  
8 Ltd., has continuously been a Northern Mariana Islands corporation doing  
9 business in the Northern Mariana Islands and has continuously had at least fifteen  
10 (15) employees. At all relevant times, Defendant L&T Group of Companies, Ltd.,  
11 has continuously been an employer engaged in an industry affecting commerce  
12 within the meaning of Sections 701(b), (g) and (h) of Title VII, 42 U.S.C. §§  
13 2000e(b), (g) and (h).

14 7. At all relevant times, Defendant Employer Tan Holdings Corporation  
15 has continuously been a Northern Mariana Islands corporation doing business in  
16 the Northern Mariana Islands and has continuously had at least fifteen (15)  
17 employees. At all relevant times, Defendant Tan Holdings Corporation has  
18 continuously been an employer engaged in an industry affecting commerce within  
19 the meaning of Sections 701(b), (g) and (h) of Title VII, 42 U.S.C. §§ 2000e(b),  
20 (g) and (h).

21 8. At all relevant times, Defendant Employer Tan Holdings Overseas  
22 Incorporated has continuously been a Northern Mariana Islands corporation doing  
23 business in the Northern Mariana Islands and has continuously had at least fifteen  
24 (15) employees. At all relevant times, Defendant Tan Holdings Overseas  
25 Incorporated has continuously been an employer engaged in an industry affecting  
26 commerce within the meaning of Sections 701(b), (g) and (h) of Title VII, 42  
27 U.S.C. §§ 2000e(b), (g) and (h).

28 9. At all relevant times, Defendant Employer Concorde Garment

1 Manufacturing Corporation has continuously been a Northern Mariana Islands  
2 corporation doing business in the Northern Mariana Islands and has continuously  
3 had at least fifteen (15) employees. At all relevant times, Defendant Concorde  
4 Garment Manufacturing Corporation has continuously been an employer engaged  
5 in an industry affecting commerce within the meaning of Sections 701(h), (g) and  
6 (h) of Title VII, 42 U.S.C. §§ 2000e(b), (g) and (h).

7 10. Plaintiff is ignorant of the true names and capacities of Defendants  
8 sued as DOES 1 through 5, inclusive, herein and therefore Plaintiff sues said  
9 Defendants by such fictitious names. Plaintiff reserves the right to amend the  
10 complaint to name the DOE defendants individually or corporately as they become  
11 known. Plaintiff alleges that each of the Defendants named as DOES was in some  
12 manner responsible for the acts and omissions alleged herein and Plaintiff will  
13 amend the complaint to allege such responsibility when same shall have been  
14 ascertained by Plaintiff.

15 11. All of the acts and failures to act alleged herein were duly  
16 performed by and attributable to all Defendants, each acting as a successor, agent,  
17 joint employer, integrated enterprise, employee and/or under the direction and  
18 control of the other Defendants, except as otherwise specifically alleged. Said acts  
19 and failures to act were within the scope of such agency and/or employment, and  
20 each Defendant participated in, approved and/or ratified the unlawful acts and  
21 omissions by other Defendants complained of herein. Whenever and wherever  
22 reference is made in this Complaint to any act by a Defendant or Defendants, such  
23 allegations and reference shall also be deemed to mean the acts and failures to act  
24 of each Defendant acting individually, jointly, and/or severally.

25 12. It is further alleged on information and belief that the unnamed  
26 Defendants in the complaint are alter egos, joint employers, and/or integrated  
27 enterprises of Defendants L&T International Corporation.

1 **STATEMENT OF CLAIMS**

2 13. More than thirty days prior to the institution of this lawsuit, Marlow  
3 Aranda and 81 additional Charging Parties filed charges with the Commission  
4 alleging violations of Title VII by Defendant Employers. All conditions precedent  
5 to the institution of this lawsuit have been fulfilled.

6 14. Since at least January 1, 2004, Defendant Employers engaged in a  
7 pattern and practice of unlawful employment discrimination at its Saipan,  
8 Northern Mariana Islands, facility in violation of Section 703(a) and 707 of Title  
9 VII, 42 U.S.C. § 2000e-2(a), and -6. These practices include, but are not limited  
10 to, unlawfully terminating the employment of Charging Parties by terminating  
11 their employment because of their national origin, Filipino and Thai; segregating  
12 them from Chinese employees in their work units; refusing to allow them access to  
13 the meal plan and cafeteria provided to Chinese employees; and providing them  
14 with fewer overtime hours than Chinese employees.

15 15. The effect of the practice complained of above has been to deprive  
16 Charging Parties of equal employment opportunities and otherwise adversely  
17 affect their status as employees because of their national origin.

18 16. The unlawful employment practices complained of above were  
19 intentional.

20 17. The unlawful employment practices complained of above were done  
21 with malice or with reckless indifference to the federally protected rights of  
22 Charging Parties.

23 **PRAYER FOR RELIEF**

24 Wherefore, the Commission respectfully requests that this Court:

25 A. Grant a permanent injunction enjoining Defendant Employers, their  
26 officers, successors, assigns, and all persons in active concert or participation  
27 with them, from engaging in disparate treatment and any other employment  
28 practices which discriminates on the basis of national origin.

1        B.    Order Defendant Employers to institute and carry out policies,  
2 practices, and programs which provide equal employment opportunities for  
3 Bangladeshi and Filipinos and which eradicate the effects of their past and present  
4 unlawful employment practices.

5        C.    Order Defendant Employers to make whole the Charging Parties and  
6 a class of similarly situated individuals by providing appropriate backpay with  
7 prejudgment interest, in amounts to be determined at trial, and other affirmative  
8 relief necessary to eradicate the effects of their unlawful employment practices.

9        D.    Order Defendant Employers to make whole the Charging Parties and  
10 a class of similarly situated individuals by providing compensation for past and  
11 future nonpecuniary losses resulting from the unlawful practices described above,  
12 including relocation expenses, job search expenses, and medical expenses not  
13 covered by the Employers' employee benefit plan, in amounts to be determined at  
14 trial.

15        E.    Order Defendant Employers to make whole the Charging Parties and  
16 a class of similarly situated individuals by providing compensation for past and  
17 future nonpecuniary losses resulting from the unlawful practices complained of  
18 above, including emotional pain, suffering, inconvenience, loss of enjoyment of  
19 life, and humiliation, in amounts to be determined at trial.

20        F.    Order Defendant Employers to pay the Charging Parties and a class of  
21 similarly situated individuals punitive damages for their malicious and reckless  
22 conduct described above in amounts to be determined at trial.

23        G.    Grant such further relief as the Court deems necessary and proper in  
24 the public interest.

25        H.    Award the Commission its costs of this action.

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1 **JURY TRIAL DEMAND**

2 The Commission requests a jury trial on all questions of fact raised by its  
3 complaint.

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6 Dated: September 11, 2007

Respectfully Submitted,

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8 RONALD S. COOPER  
General Counsel

9 JAMES L. LEE  
Deputy General Counsel

10 GWENDOLYN YOUNG REAMS  
Associate General Counsel

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14 R.Y.: 

15 ANN Y. PARK  
Regional Attorney

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